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November 17, 2012

VIA ECF

Honorable Jose L. Linares
United States District Court
Martin Luther King, Jr. Federal Building
50 Walnut Street
Newark, New Jersey 07102

**Re: *Hall, et al. v. AT&T Mobility LLC, et al.,*
Civil Action No. 07-5325(JLL)**

Dear Judge Linares:

We are co-Class Counsel for Plaintiffs in the above-referenced action. As the Court will recall, among the provisions of the Settlement in the above matter was that any leftover settlement funds would be donated to selected charities. We had previously identified a potential recipient for the *cy pres* distribution. However, given recent events in New Jersey, we wish to refine our previous suggestion.

We propose that the remaining *cy pres* funds in the amount of \$1,055,901.21 be distributed to the following recipients: 1) The Link Community School, 23 Pennsylvania Avenue, Newark, a private middle school which provides educational opportunities to deserving Newark students (\$350,000); 2) Hurricane Sandy New Jersey Relief Fund, to provide disaster relief to New Jersey victims of Hurricane Sandy (\$450,000); 3) the Leukemia and Lymphoma Society, which provides funding for blood cancer research (\$200,000); and 4) the Community FoodBank of New Jersey (\$55,901.21).

We hope that the Court is amenable to these suggestions. Of course, we are available to answer any questions you may. I have attached a proposed order for Your Honor's review.

Respectfully submitted,

CARELLA, BYRNE, CECCHI,
OLSTEIN, BRODY & AGNELLO

/s/ James E. Cecchi

JAMES E. CECCHI

JEC

Enclosure

cc: All Counsel (via ECF)(w/encl.)

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Attorneys for Plaintiffs and the Class

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

BARRY HALL, *et al.*,

Plaintiffs,

v.

AT&T MOBILITY LLC f/k/a CINGULAR
WIRELESS LLC, *et al.*,

Defendants.

Civil Action No. 07-05325 (JLL)

ORDER

THIS MATTER having been opened to the Court jointly by the parties, and the Court having granted Final Approval of the Class Settlement on October 13, 2010, which provided that, pursuant to Article III.6 of the Settlement Agreement, Class Counsel and ATTM should meet and confer and submit to the Court two agreed upon charitable organizations for the Courts approval, and on November 15, 2010, the parties submitted to the Court the name of three proposed charitable organizations, which were approved by the Court by way of Order dated November 22, 2010, and, for the reasons stated in the letter application dated November , 2012

from Class Counsel, the parties have submitted four charitable organizations which they propose to be the recipients of the unclaimed benefits pursuant to Article III.6 of the Settlement Agreement, and having carefully considered the joint request and good cause appearing,

IT IS THIS day of November, 2012

ORDERED that the Court's November 22, 2010 Order, Docket Entry 600, is hereby vacated; and it is further

ORDERED that the following four charitable organizations shall be the recipients of the unclaimed benefits as defined in Article III.6 of the Settlement Agreement: 1) The Link Community School; 2) Hurricane Sandy New Jersey Relief Fund; 3) the Leukemia and Lymphoma Society; and 4) the Community FoodBank of New Jersey; and it is further

ORDERED that the unclaimed benefits as defined in Article III.6 of the Settlement Agreement shall be divided among these four charitable organizations as follows: The Link Community School, \$350,000; Hurricane Sandy New Jersey Relief Fund, \$450,000; the Leukemia and Lymphoma Society, \$200,000; and Community FoodBank of New Jersey \$55,901.21.

JOSE L. LINARES, U.S.D.J.